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the 27<sup>th</sup> day of October  
TESTE: LILLIE M. HART, CLERK  
By [Signature] D.C.

VIRGINIA:

IN THE CIRCUIT COURT OF THE CITY OF CHESAPEAKE

COMMONWEALTH OF VIRGINIA,

v. CHESAPEAKE CASE NOS: CR03-3089, CR03-3090,  
CR03-3091  
Hon. Jane Marum Roush

LEE BOYD MALVO,

Defendant

**NOTICE**

PLEASE TAKE NOTICE that the defendant will appear, by his co-counsels, on October 31, 2003 at 2:00 p.m. to urge the attached Motion for the Court to Rule on Authenticity of Documents to Avoid the Expense of Transporting and Housing Nominal "Keepers of Records".

Respectfully submitted,

LEE BOYD MALVO

By [Signature] Co-Counsel

and

By [Signature] Co-Counsel

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CERTIFICATE OF SERVICE

We/I hereby certify that a true copy of the foregoing Motion/Memorandum was mailed,  
first class mail to:

Robert F. Horan, Jr., Esquire  
Commonwealth's Attorney  
Raymond F. Morrogh, Esquire  
Deputy Commonwealth's Attorney  
4110 Chain Bridge Road  
Room 123  
Fairfax, VA 22030

and the original was forwarded for filing to:

Hon. John T. Frey  
Clerk  
Fairfax County Circuit Court  
Fairfax County Judicial Center  
4110 Chain Bridge Road  
Fairfax, VA 22030-4009

and a true copy was forwarded to the

Hon. Jane Marum Roush  
Judge  
Fairfax County Circuit Court  
Fairfax County Judicial Center  
4110 Chain Bridge Road  
Fairfax, VA 22030-4009

this 29<sup>th</sup> day of October, 2003.

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Co-Counsel